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REGARD FOR THIS INFORMATION IS NECESSARY. YOU MAY ARRANGE TO RETURN THIS MATERIAL BY CALLING THE FIRM LISTED ABOVE AT (732) 530-9404 THIS MESSAGE HAS 12 PAGES INCLUDING THIS SHEET Commissioner for Patents FAX NO.: 703-872-9306 FROM: Keith Taboada, Esq. DATE: May 6, 2005 MATTER: Serial No. 10/660,151 Filed: September 11, 2003 4994/ALRT/ETCH/SILICON DOCKET NO.: ____ APPLICANT: Xu, et al. The following has been received in the U.S. Patent and Trademark Office on the date of this facsimile: Petition Transmittal Letter (2 copies) X Fee Transmittal (2 copies) Disclosure Statement & PTO-1449 Deposit Account Transaction Priority Document Drawings (____ sheets) informal Facsimile Transmission Certificate Amendment dated May 6, 2005 Response to Office Action (9 pages) CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8 I hereby certify that this correspondence is being transmitted by facsimile to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 6, 2005, Facsimile No. (703) 872-9306. Allyson M. DeVesty Name of person signing this certificate

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PAGE 1/12 * RCVD AT 5/6/2005 1:37:30 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/4 * DNIS:8729306 * CSID:732 530 9808 * DURATION (mm-ss):03-42

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Effective on 12/08/2004.

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FEE TRANSMITTAL for FY 2005 Applicant claims small entity status. See 37 CFR 1.27 Antoniory Docket No. 1994/ALRT/ETCH/SILICON TOTAL AMOUNT OF PAYMENT (\$)150.00	Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).					
Applicant claims small entity status. See 37 CFR 1.27 Examiner Name Antunit 2812 Attention Deposit Account Name: Moser, Patterson & Sheridan, LLP	FFF TRANSMITTAI Application Number 10/680,151					
Applicant claims small entity status. See 37 CFR 1.27 Examiner Name Olivis T. Luk		Filling Date	September 11, 2003			
TOTAL AMOUNT OF PAYMENT (\$)150.00 At Unit 2312 Attentivy Dockel No. 4994/ALRT/ETCH/SILICON METHOD OF PAYMENT (check all that apply) Check Credit Card Money Order None Other (please Identify): Deposit Account Deposit Account Number: 20-0782 Deposit Account Name: Moser, Patterson & Sheridan, LLP For the above-identified deposit account, the Director is hereby authorized to: (check all that apply) Charge fee(s) indicated below Charge any additional fee(s) or underpayments of fee(s) Under: 37 CFR 1.16 and 1.17 WARNING: Information on this form may become public. Credit card Information about not be included on this form. Provide credit card Information and authorization on PTO-2038. FEE CALCULATION 1. BASIC FILING, SEARCH, AND EXAMINATION FEES FILING FEES Small Entity Application Type Fee (3) Fee(3) Fee(First Named Inventor	Xu, et at.		
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Charge any additional fee(s) or underpayments of fee(s)	For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)					
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4. OTHER FEE(8) Non-English Specification, \$120 for (or small artiful discount)						
Non-English Specification, \$130 fee (no small entity discount)						
Other (e.g., late filing surcharge):						
SUBMITTED BY						
Registration No.	1///	/ / / / / / / / / / / / / / / / / / / 	Registration No			
Signature (Atterney/Agent) 45,150 Telephone (732) 530-940/		Col		45,150	Telephone (732) 530-9404	
Name (Print/Type) Kettn Toboeda, Esq. Data May 6, 2005	Name (Print/Type) Ketth Teboeda. Et	<u>4. </u>			Deta May 6, 2005	

This collection of Information is required by 37 GFR 1.136. The information is required to obtain or retain a benefit by the public which to us tile (and by the USPTO to process) an application. Confidencially is governed by 35 U.S.C. 122 and 37 GFR 1.14. This collection is autimated to take 30 minutes to complete, including galhering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form snow suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandris, VA 22313-1450. ON NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patenta, P.O. Box 1450, Alexandria, VA 22313-1450.

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RESPONSE TO OFFICE ACTION Serial No. 10/660,151 Page 1 of 9

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicant: Xu, et al.

Case: 4994/ALRT/ETCH/SILICON

Serial No.: 10/660,151

Filed: September 11, 2003

Examiner: Luk, Olivia T.

Group Art Unit: 2812

Confirmation No.: 4946

Title: PROCESS FOR ETCHING POLYSILICON GATES WITH GOOD MASK

SELECTIVITY, CRITICAL DIMENSION CONTROL, AND CLEANLINESS

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

RESPONSE TO OFFICE ACTION DATED FEBRUARY 8, 2005

In response to the Office Action dated February 8, 2005, having a shortened statutory period for response expiring on May 8, 2005, please enter this response, and reconsider the claims pending in the application for reasons discussed below. Although the Applicants believe only excess claim fees are due, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782 for any fees required to make this response timely and acceptable to the Office.

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PAGE 4/12 * RCVD AT 5/6/2005 1:37:30 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/4 * DNIS:8729306 * CSID:732 530 9808 * DURATION (mm-ss):03-42